

THIS IS NOT A BURLESQUE SHOW

CARSON CITY OPERA HOUSE

ONE NIGHT ONLY

FSIDAY NIGHT, FEBRUARY 16, 1906.

Under the Direction of W. McGOWAN

SECOND SUCCESSFUL SEASON OF

Stephen & Linton's

FUNNIEST OF ALL THE MUSICAL FARCE COMEDIES

THE MERRY MUSICAL MIXUP

MY WIFE'S FAMILYA Most Laughable Farce—High Class Vaudeville Specialties alone
Bewitching in Comparison With Other Musical Farce Comedies.

HEADED BY THE REAL COMEDIANS

APPELTON & PERRY

Supported by the following well known players: Chas. Mitchell, Wm. Hearty, James Parker, Helen McGowan, Mable Hawthorne, Marie Del Vecchio, Edna Ward, Ruby Raymond and others.

WHAT THE MANAGER OF THE OPERA HOUSE SAYS.

I guarantee this attraction as strictly first-class, and one of the best I have booked this season. Will cheerfully refund amount paid for seats to any one at any time during the performance who will come to the box office and say the show is not as represented.

J. P. MEDER, Manager.

The Eagle Market

Our Meats are the best, if you are not satisfied with the place you are trading call on us. Our motto is "The Best." A pleased patron means a steady customer.

The Eagle Market**ANNUAL STATEMENT**

Of The Home Insurance Co. of New York.

Capital (paid up).....	\$ 3,000,000 00
Assets	21,239,052 88
Liabilities, exclusive of capital and net surplus	9,518,551 54

Income	
Premiums	8,785,528 49
Other sources	853,478 14
Total income, 1905	9,639,006 63

Expenditures	
Losses	4,240,249 45
Dividends	600,000 00
Other expenditures	3,032,720 90
Total expenditures, 1905	7,872,970 35

Business, 1905.	
Risks written	1,330,688,280 00
Premiums thereon	13,244,369 17
Losses incurred	6,137,946 32

Nevada Business.	
Risks written	318,390 00
Premiums received	7,150 53
Losses paid	1,983 84
Losses incurred	1,983 84

ANNUAL STATEMENT

Of Business of the Nevada Co. for 1905

Receipts	\$132,652 60
Disbursements	147,864 57

X. M. Hiskey, Cashier

SPECIAL EXCURSION FROM SAN FRANCISCO TO CITY OF MEXICO AND RETURN, DECEMBER 16th, 1905.

A select party is being organized by the Southern Pacific to leave San Francisco for Mexico City, December 16th, 1905. Train will contain fine vestibule sleepers and dining car, all the way on going trip. Time limit will be sixty days, enabling excursionists to make side trips from City of Mexico to points of interest. On return trip, stopovers will be allowed at points on the main lines of Mexican Central, Santa Fe or Southern Pacific. An excursion manager will be in charge and make all arrangements. Round trip rate from San Francisco \$80.00.

Pullman berth rate to City of Mexico, \$12.00.
For further information address Information Bureau, 613 Market street, San Francisco Cal.

For Bargains in toys go to Ward's where every article is cut to cost price.

Dill and sweet pickles, India Relish, Chutney Picallilli and Chows, all Heinz goods, best on earth, to be had at Meyers Merc. Co.

Notice of Application for Permission to appropriate the Public Waters of the State of Nevada.

Notice is hereby given that on the 12th day of Sept., 1905, in accordance with Section 23, Chapter XLVI, of the Statutes of 1905, one Philip V. Mighels and Frank L. Wildes of Carson, County of Ormsby and State of Nevada, made application to the State Engineer of Nevada for permission to appropriate the public waters of the State of Nevada. Such application to be made from Ash Canyon creek at points in N E 1/4 of S W 1/4 of section 10 T 15 N R 19 E by means of a dam and headgate and five cubic feet per second is to be conveyed to points in N E 1/4 of S W 1/4 of section 11, T 15 N R 19 E, by means of a flume and pipe and there used to generate electrical power. The construction of said works shall begin before June 1, 1906, and shall be completed on or before June 1, 1907. The water shall be actually applied to a beneficial use on or before June 1, 1908.

Signed: HENRY THURTELL, State Engineer.

SCHOOL APPORTIONMENT, STATE OF NEVADA.

Department of Education, Office of Superintendent of Public Instruction.

Carson City, Nevada, July 11, 1905

To the School Officers of Nevada:
Following is a statement of the second semi-annual apportionment of School Moneys for 1905, on the basis of \$6.990202 per census child:

Counties	children	Amt.
Churchill	135	\$ 943 68
Douglass	317	2,215 90
Elko	1,120	7,829 02
Esmeralda	217	1,516 97
Eureka	389	2,719 20
Humboldt	743	5,166 31
Lander	313	2,186 31
Lincoln	704	4,903 31
Lyon	490	3,403 31
Nye	568	3,953 31
Ormsby	74	516 31
Storey	939	6,553 31
Washoe	2,412	16,860 36
White Pine	525	3,669 31
Total	9,430	\$65,917 61

Joe Platt has received samples of tailor made suits which are, without doubt the finest ever shown in this city. A number of suits have already been made and they are perfect fits in every case. Get your measure taken and do it before the best samples are gone. He guarantees a fit or no pay.

person they were of such a public nature that the members of the community had some interest in them in general with other citizens, and different from what one man ordinarily has in records relating to the private property of others.

An examination of these English authorities and of the expressions of the courts in this country regarding them, which agree with few exceptions, tends to the belief that at Common Law a party could not compel an inspection of the records relating to titles in which he had no personal or public interest. The times are changed and these old cases are not so applicable to our present conditions, or to the rights or needs of abstracting and title guaranty companies, which are of modern origin. The most of the reality in England was held in large estates by the nobility and landed proprietors and more frequently was retained by the owner through life and passed to the oldest son or other heirs. There was not so large a proportion of small holdings in fee nor the activity of sales or frequency of transfer that exists in this country. During the crystallization of the early Common Law the records in England were in the official language which had been inflicted upon that country by the Caesars, and which was not discernable to the uneducated masses or to many excepting officials and professional conveyancers. The part of that language which is still used in conveyancing and which has come to us from the Romans through the mother country has been Anglicized or Americanized and within the ordinary knowledge of people possessing our advanced common education. There are other words, phrases and legal terms still intelligible to few excepting lawyers and Latin scholars.

In England judgments were not a lien upon land and the seller of realty was required to furnish an abstract which relieved the purchaser from the necessity of examining the records, while the reverse is true in this country. Brower v. Belows, 4 Pick. 193; Espy v. Anderson, 14 Pa. St. 312; Easton v. Montgomery, 90 Cal. 313; Re Pearsons, 98 Cal. 613; Dwight v. Cutter, 3 Mich. 566, 64 Am. D. and cases cited. Caveat emptor being the rule with us in the absence of a special agreement, it is just and essential to the protection of persons intending to purchase or take encumbrances that they be allowed the right of inspection. Sections 2663 and 2664 before quoted and Grellet v. Heilshorn 4 Nev. 526; Wilson v. Wilson, 23 Nev. 273 and McCabe v. Gray, 20 Cal. 516, charge subsequent purchasers and mortgagees with notices of every recorded conveyance or writing affecting real estate, and when the statute imposes notice and liability it must by implication extend the right of examination of the records for the protection of any whom are in a position to be injured without such inspection. To charge anyone who may sustain injury with notice of the contents of records, and then deny free access to those contents with which they are charged would be an intolerable mockery in this day and generation, comparable with that perpetrated by the letterers so small on tablets posted so high that they could not be read by the people, and punished for a disobedience of them.

We assume that there is no material dispute between the parties here in relation to the inspection of any record, the examination of which by the public is provided for by the language of the statute, such as those relating to chattel mortgages or newspapers, but that the real issues are regarding the right of the recorder to examine and copy without charge all records relating to deeds, mortgages, liens and titles to realty, concerning the inspection and copying of the most of which our statutes are silent, and secondly pertaining to the right of the recorder to have free access to these when employed by persons interested, to make searches or furnish abstracts.

Recorder conceding that the recorder may make proper rules for the conduct of his office. There appears to be a dispute concerning the right to inspect documents filed before they are recorded. As the statute makes these records upon filing, they are open to examination as soon as filed, the same as records generally, and subject to the same limitations.

The business of furnishing abstracts prepared by professional and expert searchers, and of guaranteeing titles is a legitimate one and meets a want of cautious purchasers desiring to be well assured and guaranteed regarding titles. The tendency in large communities is to concentrate the service which previously was performed by attorneys and conveyancers. Persons having or seeking to acquire an interest in property may examine the records for themselves or exercise their choice in employing an attorney or some one to search for them, or they may have the abstracting company furnish an abstract or guarantee the title, but in the absence of any statute conferring the right, and of any Common Law or other decision warranting it, it is apparent that the recorder is not entitled to copy or examine all the records as sought by its petition. Whether changed conditions and growing demands of the community make it desirable to extend to abstract companies the privilege of copying all the records relating to titles and of duplicating all of these in the offices of the county recorder, is a question of policy and expediency for the Legislature, and not for the courts to determine. The fact that the statute provides for the inspection of some records by any person as indicated, does not authorize us to interpolate similar provisions into other sections relating to the record of conveyances and documents affecting private titles. It is ordered that a writ of mandamus directing defendant and respondent, as County Recorder of Nye

County, to allow the petitioner and relator and its agents and employees, free of charge, during regular business hours, to inspect and make memoranda and copies of all files and records in the office of the county recorder of that county, in so far as they relate to any current or depending transactions in which relator is authorized or employed to make searches, furnish abstracts or guarantee titles, by persons owning, having any encumbrance or lien upon, or interest in, or seeking to acquire by purchase, bond, contract, attachment, execution, mortgage, lien or encumbrance any interest in property; the examination and taking of memoranda or copies to be made at such times and under such circumstances as will not prevent the respondent or his assistants from discharging their duties or interfere with the right of other persons to have access to the records.

The privilege sought by relator of inspecting or copying all the records for the purpose of compiling an independent set of abstract books, covering all the property to which the records relate, is denied.

We concur:
Fitzgerald, C. J.
Norcross, J.
Filed Jan. 19, 1906.

Get in Line

A movement was started some time ago to secure suitable chairs for the auditorium in the new school building and the people are slowly but surely coming to the center. Twenty-five chairs have been subscribed for to date and by the time the building is ready there will be the required number. Every citizen who takes an interest in the best building that Carson owns and who believes in the best for our people and the children should place their name on the list. Those who wish to subscribe can leave their names either at this office or at the Carson News. Following is the subscription to date:

J. P. Meder	2 chairs
E. B. Yerington	2 chairs
Charles Stewart	1 chair
Jay B. Fee	1 chair
Charles Bray	1 chair
A. Livingston	2 chairs
H. H. Howe	1 chair
Frank Collins	1 chair
M. L. Catlin	1 chair
Charles Lewis	1 chair
Mrs. J. W. Adams	1 chair
R. H. Mitchell	1 chair
Gray, Reid, Wright Co.	1 chair
H. M. Yerington	5 chairs
Henry Heidenreich	1 chair
J. E. Richardson	1 chair
Mrs. H. R. Mighels	1 chair
F. E. Meder	1 chair

TOURIST EXCURSION PARTIES TO THE EAST.

Over the Scenic Line of the World. If you are going east and want to save money, yet travel with pleasure and comfort, it will pay you to invest our personally conducted tourist excursions. The parties are in charge of a Manager who accompanies the cars through to St. Louis, Chicago and the Atlantic Coast and gives his personal attention to the welfare of each passenger in his charge. The schedules are arranged so you pass through the world-famed scenery by daylight. Open-top Observation cars (something entirely new) are free to all passengers. Let us know where you are going and we will be glad to give you full information about your trip, the lowest rates of fare and send you free of charge some handsome illustrated books of travel.

W. J. SHOTWELL,
General Agent,
625 Market Street, San Francisco, Cal.

Cattle and Horses.
The City Marshal gives warning that all loose stock found on the streets from this time on will be impounded. A strict attention to this parties owning stock will take warning ordinance will be enforced and impounding fines will be imposed in every case.

LADIES: I make from \$18 to \$30 per week and want all to have the same opportunity. The work is very pleasant and will pay you very handsomely for even your spare time. I speak from experience as I have frequently made \$5.00 in a single day. This is no deception. I want no money and will gladly send full particulars to all. Address,
MRS. W. W. MITCHELL,
Box 10, Portland Maine.

Notice to Hunters.

Notice is hereby given that any person found hunting without a permit on the premises owned by Theodore Winters, will be prosecuted. A limited number of permits will be sold at \$5 for the season or 50 cents for one day.

A. C. WINTERS.

Liberal Offer.

I beg to advise my patrons that the price of disc records (either Victor or Columbia), to take effect immediately, will be as follows until further notice:

Ten inch disks formerly 70 cents will be sold for 60 cents.

Seven inch records formerly 50c, now 35c. Take advantage of this offer.

C. W. FRIEND.

ORDINANCE NO. 112.

On Ordinance for the Licensing of Games and Gambling Devices in Carson City.

The Board of Trustees of Carson City do ordain:

Section 1. Each and every person, firm, company, corporation, or association within the limits of Carson City, who shall carry on as agent, manager, owner or proprietor, any game of faro, roulette, rondo, keno, or any other game not prohibited by the statutes of the State of Nevada, or who shall carry on or operate any nickle-in-the-slot-machine, or who shall carry on or conduct any banking game played with cards, dice or other device, whether the same be played with money, checks, credit or any other valuable thing or representative of value, shall pay for and obtain a city license to carry on such game, and shall pay or each license twenty-five dollars (\$25.00) per month provided that when more than one of said games are carried on in the same room or apartment, whether by the same or different owners, each game so carried on shall be separately licensed; and provided further, that the license imposed by this Ordinance is for the revenue only, and not for the purpose of prohibition, suppression or regulation.

Section 2. The provisions of this Ordinance shall apply to all time on and after October 1, 1905.

Section 3. Ordinance Number 59 and all other ordinances or parts of Ordinances in so far as they conflict with the provisions of this Ordinance are hereby repealed.

President of the Board of City Trustees of Carson City, Nevada.

Attest:
H. B. Van Etten, Clerk.

OFFICIAL COUNT OF STATE FUNDS.

County of Ormsby, s. s.

W. G. Douglas, and James G. Sweeney, being duly sworn, say they are members of the Board of Examiners of the State of Nev., that on the 29th day of Jan. '05 they, (after having ascertained from the books of the State Controller the amount of money that should be in the Treasury) made an official examination and count of the money and vouchers for money in the State Treasury of Nevada and found the same correct as follows:

Cash	\$288,280 74
Paid coin vouchers not returned to Controller	111,112 18
Total	399,392 92
State School Fund Securities.	
Irredeemable Nevada State School bond	380,000 00
Mass. State 3 per cent bonds	537,000 00
Nevada State Bonds	253,700 00
Mass. State 3 1/2 per cent bonds	313,000 00
United States Bonds	215,000 00
Total	2,098,092 92

W. G. Douglass

James G. Sweeney

Subscribed and sworn before me this 29th day of January, A. D. 1906.

J. Doane,
Notary Public, Ormsby County, Nev.

ANNUAL STATEMENT

Of The State Life Insurance Company Indianapolis, Ind.

Capital (paid up)	nona
Assets (admitted)	3,160,083 31
Liabilities, exclusive of capital and net surplus	2,615,497 63

Income	
Premiums	4,046,907 77
Other sources	197,125 01
Total income, 1904	4,244,032 78

Expenditures	
Losses	300,902 63
Dividends	65,240 11
Other expenditures	1,050,102 76
Total expenditures, 1904	1,416,245 50

Business, 1904	
Risks written	23,276,143 00
Premiums thereon	805,648 06
Losses incurred	316,885 00

Nevada Business.	
Risks written	10,000 00
Premiums received	2,852 43
Losses paid	5,000 00

W. S. Wynn Secretary.

New lines of footwear arrived daily at Ed. Burlington's Shoe Store. He has been considering the matter by delay in freight but he is now arriving daily. You will find the best and best lines of shoes at his store. Prices are at ways the lowest. You can save money by purchasing footwear at his store.

Quarterly Report.

OFFICE COUNTY AUDITOR
Ormsby County, Nevada.

To the Honorable, the Board of County Commissioners, Gentlemen:

In compliance with the law, I herewith submit my quarterly report showing receipts and disbursements of Ormsby County, during the quarter ending Dec. 30, 1905.

Receipts.

Balance in County Treasury at end of last quarter	\$40023 36 1/2
County licenses	701 05
Gaming licenses	1057 50
Liquor licenses	310 20
Fee of Co. officers	531 40
Rent of county bldg.	250 00
Poll taxes	620 40
1st. Instalment taxes	14924 21 1/2
Special school tax	1710 90 1/2
Slot machine license	282 00
Cigarette license	42 30
Semi-Annual Set. State Treas	531 78
Delinquent taxes	23 80 1/2
Sale of horse	10 00
Sale of pump	13 00
Keep of W. Bowen	45 00
Total	61,077 36 1/2

Disbursements.

State fund	6692 82 1/2
General fund	2732 32
Salary fund	2390 00
Ag. Assn. Bond Fund, Series A. \$100.00	250 00
Ag. Assn. Bond Fund, Series B \$100.00	400 00
Co. School Fund, Dist. 1.	388 95
Co. School fund, Dist. 2.	151 20
Co. School fund Dist. 3.	30 70
Co. School fund Dist. 4.	24 00
State School fund, Dist. 1.	2605 00
State school fund, Dist. 2.	160 00
State School fund, dist. 3.	120 00
State School fund, Dist. 4.	165 00
Special building	5850 00
School library, No. 2.	86 00
Total	21,968 59 1/2

Re capitulation.

Cash in Treasury October 1905	40023 36 1/2
Receipts from Oct. 1st to Dec 30, 1905	21054 00 1/2
Disbursements from Oct. 1st to Dec 30, 1905	21968 59 1/2
Balance cash in County Treas. January 1, 1906	\$9108 77 1/2

Respectfully submitted,
H. DIETERICH,
County Auditor.

Recapitulation

State fund	103 86
General fund	6017 03 1/2
Salary fund	2725 78
Co. School fund	3248 71
Co. School Dist. 1, fund.	7638 22 1/2
Co. School Dist. 2, fund.	139 64
Co. School Dist. 3, fund.	130 26 1/2
Co. School Dist. 4, fund.	425 45
State School Dist. 1, fund.	1605 00
State School Dist. 2, fund.	77 54
State School Dist. 3, fund.	371 39
State School Dist. 4, fund.	371 39
State School Dist. 4, fund.	19 29
Ag. Assn. Fund A.	680 82 1/2
Ag. Assn. Fund B.	86 86 1/2
Ag. Assn. Fund Special.	1918 94
Co. School Dist. fund - special	13735 90 1/2
Co. School Dist. fund 1, library	103 46
Co. School Dist. fund 3, library	6 50
Co. School Dist. fund 4, library	6 10
Total	\$9108 77 1/2

Respectfully submitted,
H. B. VAN ETEN
County Treasurer

MILLARD CATLIN,

Hauling,
Freighting,
Draying

Trunks and Baggage

taken to and delivered at

all trains.

Ho. For the West.

Tell your friends that the colonist rates are going into effect March 1st, 1905 and expire May 15, 1905. The rate from Chicago, Ill. \$31.00, St. Louis Mo., New Orleans, La. \$30.00, Council Bluffs Ia., Sioux City Ia., Omaha, Neb., Kansas City, Mo., Mineola, Texas and Houston Texas, \$25.00. Rates apply to Main Line points in California and Nevada.

For Sale.